



Atty. Dkt. No. 054446-0105

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brad DUESLER

Title: METHOD AND APPARATUS
FOR BEVERAGE
MERCHANDISING

Appl. No.: 10/679,705

Filing Date: 10/03/2003

Examiner: Cassandra Hope Davis

Art Unit: 3611

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below. <u>Rick L. Abegglen</u> (Printed Name) <u>[Signature]</u> (Signature) <u>January 25, 2005</u> (Date of Deposit)

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	8	-	20	=	0	x	\$50.00	=	\$0.00
Independent Claims:	5	-	5	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL								=	\$0.00


[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-2350. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-2350.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

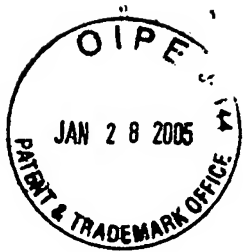
Date January 25, 2005

By



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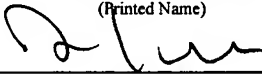
Title: METHOD AND APPARATUS
FOR BEVERAGE
MERCHANDISING

Appl. No.: 10/679,705

Filing Date: October 3, 2003

Examiner: Cassandra Hope Davis

Art Unit: 3611

<p>CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below.</p> <p><u>Rick L. Abegglen</u> (Printed Name)</p> <p><u></u> (Signature)</p> <p><u>January 25, 2005</u> (Date of Deposit)</p>

AMENDMENT AND REPLY

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam or Sir:

This communication is responsive to the Non-Final Office Action that was mailed December 29, 2004 concerning the above-referenced patent application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 5 of this document.

Please amend the application as follows: